

ORIGINAL



0000082072

Richard L. Sallquist  
Sallquist, Drummond & O'Connor, P.C.  
4500 South Lakeshore Drive  
Suite 339  
Tempe, Arizona 85282  
Phone: (480) 839-5202  
Fax: (480) 345-0412

RECEIVED

2008 FEB 22 A 10:49

AZ CORP COMMISSION  
DOCKET CONTROL

Arizona Corporation Commission

DOCKETED

FEB 22 2008

DOCKETED BY

nr

BEFORE THE ARIZONA CORPORATION COMMISSION

FIRST SWING GOLF, LLC,  
Complainant,

v.

JOHNSON UTILITIES, LLC,  
Respondent.

DOCKET NO. WS-02987A-08-0049

RESPONDENT'S RESPONSE TO  
MOTION FOR PROCEDURAL  
CONFERENCE

Johnson Utilities, LLC, ("Johnson" or the "Company") hereby files this Response to Complainant's Motion for Procedural Conference dated February 20, 2008.

1. On February 21, 2008, prior to receiving Complainant's Motion, the Company filed a Motion for Procedural Order in an attempt to expeditiously resolve this matter.

2. The Company obviously does not object to the concept of procedurally establishing a timetable, but vehemently objects to Complaint's suggestion that the Procedural Order establish an elaborate discovery schedule with prefiled testimonies. This Complaint involves a simple billing dispute. There is little, if any, additional information needed or required for the Commission to determine the appropriate billings. The billing records, the payments received and the Commission approved Tariff, all of which both parties possess, are

1 the only relevant information needed to resolve this Complaint. The Company has requested in  
2 its Motion that the Staff participate in this matter to assist in any technical interpretation.

3 WHEREFORE, the Company respectfully requests that the Hearing Division issue a  
4 Procedural Order as requested in Company's Motion, without any extraordinary discovery  
5 process or requested prefiled testimonies.

6 RESPECTFULLY submitted this 22<sup>nd</sup> day of February 2008.

7  
8 SALLQUIST, DRUMMOND & O'CONNOR, P.C.

9  
10 By: 

11 Richard L. Sallquist  
12 4500 South Lakeshore Drive, Suite 339  
13 Tempe, Arizona 85282  
14 Phone: (480) 839-5202  
15 Fax: (480) 345-0412  
16  
17  
18  
19  
20  
21  
22  
23

1 Original and fifteen copies of the  
2 foregoing filed this 22<sup>nd</sup> day  
of February 2008:

3 Docket Control  
4 Arizona Corporation Commission  
5 1200 West Washington  
6 Phoenix, Arizona 85007

7 A copy of the foregoing  
8 mailed/hand delivered this  
9 22<sup>nd</sup> day of February 2008, to:

10 Hearing Division  
11 Arizona Corporation Commission  
12 1200 West Washington  
13 Phoenix, Arizona 85007

14 Utilities Division  
15 Arizona Corporation Commission  
16 1200 West Washington  
17 Phoenix, Arizona 85007

18 Legal Division  
19 Arizona Corporation Commission  
20 1200 West Washington  
21 Phoenix, Arizona 85007

22 Craig A. Marks  
23 Craig A. Marks, PLC  
3420 E. Shea Blvd, Suite 200  
Phoenix, Arizona 85028

